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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/826,979	04/05/2001	Jeffrey D. Flood	2695.01US02	4125

24113 7590 11/07/2003

PATTERSON, THUENTE, SKAAR & CHRISTENSEN, P.A.
4800 IDS CENTER
80 SOUTH 8TH STREET
MINNEAPOLIS, MN 55402-2100

EXAMINER

SORKIN, DAVID L

ART UNIT

PAPER NUMBER

1723

DATE MAILED: 11/07/2003

Please find below and/or attached an Office communication concerning this application or proceeding.



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EXAMINER

ART UNIT	PAPER
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1103

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Commissioner for Patents

Notice of Non-compliance with 37 CFR 1.121

1. The amendment to the specification filed 22 September 2003 does not comply with the requirements of 37 CFR 1.121(b) for the following reason: As of 30 July 2003, amendments changing sub-portions of a paragraph are not permitted. The amendment of individual sentences (as done in the amendment filed 22 September 2003) is not permitted, unless the sentence happens to be an entire paragraph.
2. The amendment to the claims filed on 22 September 2003 does not comply with the requirements of 37 CFR 1.121(c) for the following reason: As of 30 July 2003 "a listing of all claims ever presented" is required. The amendment filed 22 September 2003 omits claims 1-27 and 38-45. If applicant intends that these claims be canceled the word "(Canceled)" must appear after the number of each canceled claim. If the status of these claims is "withdrawn" the entire text of each claim must be provided, as well as the notation "(Withdrawn)".

Since the reply filed on 22 September 2003 appears to be *bona fide*, applicant is given a TIME PERIOD of **ONE (1) MONTH** or **THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to submit an amendment in compliance with 37 CFR 1.121 in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to David L. Sorkin whose telephone number is 703-308-1121. The examiner can normally be reached on 9:00 -5:30 Mon.-Fri..

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Wanda L. Walker can be reached on 703-308-0457. The fax phone number for the organization where this application or proceeding is assigned is (703) 872-9306.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-308-0661.

A handwritten signature in cursive script, appearing to read "David Sorkin".

David Sorkin